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November 30, 2017

Via ECF

Hon. P. Kevin Castel, U.S.D.J.
United States District Court
United States Courthouse
500 Pearl Street
New York, New York 10007

MEMO ENDORSED

RE: **Charles J. McCarthy v. One Up Games LLC, et. al.**
Docket No. 1:17-cv-03924-PKC

Dear Judge Castel:

This firm represents the Plaintiff, Charles McCarthy, in the above referenced matter.

On October 17, 2017, Plaintiff advised the Court that the parties had reached a settlement in principle. (Dkt. No. 13.)

On October 18, 2017, this Court issued an Order directing the clerk to close the case without prejudice to the right to reopen the action within sixty days. (Dkt. No. 14.)

On November 13, 2017, a copy of the parties' settlement agreement was filed with the Court. (ECF No. 15.)

Since Defendants have breached the parties' settlement agreement by failing to remit payment in accordance with the parties' settlement agreement, Plaintiff requests that the Court reopen the case to enforce the parties' settlement agreement.

We thank the Court for its gracious courtesies.

Very truly yours,

s/ Richard S. Meisner

Richard S. Meisner

cc: Daren Trousdell (via email at daren@darentrousdell.com)
Omar Rizvi (via email at omarrizvi8@gmail.com)

*Applicant
granted
Clerk to
reopen
the case -
SO ORDERED
USDC
12-4-17*